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CLERK, U.S. DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

BY: *[Signature]*

DEPUTY

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

08 CR 0136 BEN

January 2007 Grand Jury

UNITED STATES OF AMERICA,	)	Criminal Case No. _____
	)	
Plaintiff,	)	<u>I N D I C T M E N T</u>
	)	
v.	)	Title 8, U.S.C., Secs. 1326(a)
	)	and (b) - Deported Alien Found
MARCELINO LUIS-FUENTEVILLA,	)	in the United States
	)	
Defendant.	)	
_____	)	

The grand jury charges:

On or about January 1, 2008, within the Southern District of California, defendant MARCELINO LUIS-FUENTEVILLA, an alien, who previously had been excluded, deported and removed from the United States to Mexico, was found in the United States, without the Attorney General of the United States or his designated successor, the Secretary of the Department of Homeland Security (Title 6, United States Code, Sections 202(3) and (4), and 557), having expressly consented to the defendant's reapplication for admission into the United States; in violation of Title 8, United States Code, Sections 1326(a) and (b).

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WDK:fer:San Diego  
1/14/08

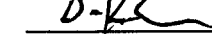
1 It is further alleged that defendant MARCELINO LUIS-FUENTEVILLA,  
2 was removed from the United States subsequent to April 12, 2004.

3 DATED: January 16, 2008.

4 A TRUE BILL:

5  
6   
Foreperson

7  
8 KAREN P. HEWITT  
United States Attorney

9  
10 By:   
11 DOUGLAS KEEHN  
Assistant U.S. Attorney